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Attorneys for Plaintiff

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,)	No. CR 09-00615 JW
)	
Plaintiff,)	STIPULATION AND [PROPOSED]
)	ORDER CONTINUING DATE FOR
v.)	STATUS CONFERENCE AND
)	EXCLUDING TIME
DIANA RIOS,)	
)	Date: March 1, 2010
Defendant.)	Time: 1:30 p.m.
)	
)	Before The Honorable James Ware

The parties to this case hereby agree and stipulate as follows:

WHEREAS,

1. The parties are scheduled for their first appearance before the district court at the above date and time, and all parties were fully prepared to appear at the above date and time.

2. Both the defendant and her counsel live in New York, however, and, according to defense counsel, blizzard conditions in New York make it improbable that defendant and her counsel would be able to fly out to California this weekend.¹

3. Based on his schedule and that of the defendant, defense counsel has requested

¹ http://www.wunderground.com/US/NY/New_York.html

1 that the matter be put over to April 12, 2010, a date to which the government does not object.

2 4. The parties therefore agree that the time occasioned by this continuance is
3 excludible pursuant to 18 U.S.C. §§ 3161(h)(7)(A) and (B)(i) and (iv).

4 IT IS THEREFORE STIPULATED AS FOLLOWS:

5 The case should be continued for a further status and setting conference, or disposition, to
6 occur on **Monday, April 12, 2010, at 1:30 p.m.**, before The Honorable James Ware, United
7 States District Judge. The time between February 1 and the above date should be excluded from
8 the Speedy Trial clock for the reasons set forth above.

9 / s /

10 ARNOLD KEITH, ESQ.
11 Counsel for Defendant
DATE: February 25, 2010

12 JOSEPH P. RUSSONIELLO
13 United States Attorney

14 / s /

15 DAVID R. CALLAWAY
16 Counsel for Plaintiff
DATE: February 25, 2010

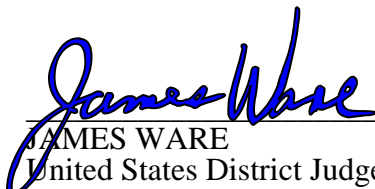
17 **ORDER**

18 Based upon the foregoing Stipulation and good cause appearing therefor,

19 IT IS HEREBY ORDERED that this matter is continued for further status and setting
20 conference, or for disposition, to occur on **Monday, April 12, 2010, at 1:30 p.m.**

21 IT IS FURTHER ORDERED that the time between March 1 and April 12, 2010, shall be
22 excluded from the computation the period within which the trial must commence, for the reasons
23 and based upon the statutory provisions set forth by the parties in the Stipulation. The Court
24 finds that the ends of justice outweigh the interests of the public and the parties in a speedier trial
25 based upon the grounds set forth above.

26 DATED: February 26, 2010

27 
28 JAMES WARE
United States District Judge